

103^D CONGRESS
1ST SESSION

H. R. 3582

To amend the National School Lunch Act and the Child Nutrition Act of 1966 to improve and expand the school lunch and related programs under those Acts.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 20, 1993

Ms. WOOLSEY introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To amend the National School Lunch Act and the Child Nutrition Act of 1966 to improve and expand the school lunch and related programs under those Acts.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. AUTOMATIC ELIGIBILITY OF HEAD START PAR-**
4 **TICIPANTS.**

5 Section 9(b)(6) of the National School Lunch Act (42
6 U.S.C. 1758(b)(6)) is amended—

7 (1) in subparagraph (A)—

8 (A) in the matter preceding clause (i), by
9 striking “a member of”;

1 (B) in clause (i)—

2 (i) by inserting “a member of” after

3 “(i)”; and

4 (ii) by striking “or” at the end of the
5 clause;

6 (C) in clause (ii)—

7 (i) by inserting “a member of” after

8 “(ii)”; and

9 (ii) by striking the period at the end
10 of the clause and inserting “; or”; and

11 (D) by adding at the end the following new
12 clause:

13 “(iii) enrolled as a participant in a Head Start
14 program authorized under the Head Start Act (42
15 U.S.C. 9831 et seq.).”; and

16 (2) in subparagraph (B), by striking “food
17 stamps or aid to families with dependent children”
18 and inserting “food stamps, aid to families with de-
19 pendent children, or enrollment or participation in a
20 Head Start program”.

21 **SEC. 2. CHILD AND ADULT CARE FOOD PROGRAM.**

22 (a) DEFINITION OF INSTITUTION.—The second sen-
23 tence of section 17(a) of the National School Lunch Act
24 (42 U.S.C. 1766(a)) is amended by striking “for which
25 it receives” and all that follows through “whichever is

1 less)” and inserting “if at least 25 percent of the children
2 served by the organization meet the income eligibility cri-
3 teria established under section 9(b) for free or reduced
4 price meals”.

5 (b) ADDITIONAL REIMBURSEMENT FOR FAMILY OR
6 GROUP DAY CARE HOME SPONSORING ORGANIZA-
7 TIONS.—Section 17(f)(2)(B) of such Act (42 U.S.C.
8 1766(f)(2)(B)) is amended by striking “in the case of an
9 institution (but not in the case of a family or group day
10 care home sponsoring organization),”.

11 (c) ENHANCED ADMINISTRATIVE REIMBURSEMENT
12 RATE FOR FAMILY OR GROUP DAY CARE HOME SPON-
13 SORING ORGANIZATIONS SERVING RURAL OR LOW-IN-
14 COME AREA PROVIDERS.—Section 17(f)(3)(B) of such
15 Act (42 U.S.C. 1766(f)(3)(B)) is amended by inserting
16 after the second sentence the following new sentences:
17 “The Secretary shall set enhanced reimbursement levels
18 for the administrative expenses of sponsors serving provid-
19 ers in rural areas or areas in which poor economic condi-
20 tions exist. Such levels shall be \$10 higher than the stand-
21 ard reimbursement for administrative expenses described
22 in the first sentence of this subparagraph. Such enhanced
23 reimbursement levels shall be adjusted July 1 of each year
24 to reflect changes in the Consumer Price Index for all

1 items for the most recent 12-month period for which such
2 data are available.”.

3 (d) EXPANSION FUNDS.—Section 17(f)(3)(C) of such
4 Act (42 U.S.C. 1766(f)(3)(C)) is amended—

5 (1) in the last sentence, by striking “two
6 months” and inserting “6 months”; and

7 (2) by adding at the end the following new sen-
8 tences: “Expansion funds may be used to conduct
9 outreach to unlicensed day care homes to enable the
10 day care homes to become licensed and to partici-
11 pate in the program established under this section.

12 A sponsoring organization may receive expansion
13 funds for no more than 50 day care homes.”.

14 (e) EXTENSION.—Section 17(p)(5) of such Act (42
15 U.S.C. 1766(p)(5)) is amended by striking “1994” and
16 inserting “1998”.

17 (f) MEDICAID AND WIC INFORMATION.—Section 17
18 of such Act (42 U.S.C. 1766) is amended by adding at
19 the end the following new subsection:

20 “(q)(1)(A) The Secretary shall provide materials con-
21 cerning the medical assistance program established under
22 title XIX of the Social Security Act (42 U.S.C. 1396 et
23 seq.) (referred to in this subsection as the ‘medicaid pro-
24 gram’) to State agencies for use in carrying out the pro-
25 gram established under this section.

1 “(B) The materials shall inform State agencies about
2 the availability and importance of—

3 “(i) the medicaid program to children from low-
4 income families, including a basic explanation of
5 program benefits and national income standards;
6 and

7 “(ii) the medicaid program components estab-
8 lished for low-income elderly and disabled persons
9 under subparagraphs (A)(ii)(X) and (E) of section
10 1902(a)(10) of the Social Security Act (42 U.S.C.
11 1396a(a)(10)), including a basic explanation of pro-
12 gram benefits and national income standards.

13 “(C) The Secretary—

14 “(i) may request that the Secretary of Health
15 and Human Services assist in the preparation of the
16 materials; and

17 “(ii) shall submit the materials to the Secretary
18 of Health and Human Services for comment prior to
19 submitting the materials to State agencies.

20 “(2) The Secretary shall also provide State agencies
21 with basic information concerning the importance and
22 benefits of the special nutrition program for women, in-
23 fants, and children authorized under section 17 of the
24 Child Nutrition Act of 1966 (42 U.S.C. 1786).

25 “(3) The State agency shall—

1 “(A) provide each child care institution partici-
2 pating in the program established under this section,
3 other than institutions providing day care outside
4 school hours for schoolchildren, with materials that
5 include—

6 “(i) a basic explanation of the benefits and
7 importance of—

8 “(I) health care coverage provided to
9 young low-income children under the med-
10 icaid program; and

11 “(II) the special nutrition program for
12 women, infants, and children;

13 “(ii) the maximum income limits, accord-
14 ing to family size, applicable to children up to
15 age 5 in the State under the medicaid program
16 and under the special nutrition program for
17 women, infants, and children; and

18 “(iii) a listing of the addresses and phone
19 numbers of offices at which parents may apply;

20 “(B) provide each adult day care center partici-
21 pating in the program established under this section
22 with materials that include—

23 “(i) a basic explanation of benefits pro-
24 vided under subparagraphs (A)(ii)(X) and (E)

1 of section 1902(a)(10) of the Social Security
2 Act;

3 “(ii) information on the income limits for
4 the benefits by household size; and

5 “(iii) a listing of addresses and phone
6 numbers of offices at which low-income elderly
7 and disabled persons may apply for the bene-
8 fits;

9 “(C) annually provide the institutions with an
10 update of the information on income limits described
11 in subparagraphs (A)(ii) and (B)(ii);

12 “(D) ensure that, at least once a year, the insti-
13 tutions to which subparagraph (A) applies provide
14 written information to parents that includes—

15 “(i) basic information on the benefits pro-
16 vided under the medicaid program and the spe-
17 cial nutrition program for women, infants, and
18 children;

19 “(ii) information on the maximum income
20 limits, according to family size, applicable to
21 each program; and

22 “(iii) information on where parents may
23 apply to participate in each program; and

1 “(E) ensure that, at least once a year, adult
 2 day care centers provide written information to pro-
 3 gram participants that provides—

4 “(i) basic information on the benefits pro-
 5 vided under subparagraphs (A)(ii)(X) and (E)
 6 of section 1902(a)(10) of the Social Security
 7 Act;

8 “(ii) information on the income limits, by
 9 household size, applicable to the benefits; and

10 “(iii) information on where low-income and
 11 disabled persons may apply for the benefits.”.

12 **SEC. 3. EXPANDED ELIGIBILITY FOR MEAL SUPPLEMENTS**
 13 **FOR AFTERSCHOOL CARE PROGRAM.**

14 (a) IN GENERAL.—Section 17A of the National
 15 School Lunch Act (42 U.S.C. 1766a) is amended—

16 (1) in subsection (a)(1), by inserting “and
 17 youths” after “children”; and

18 (2) in subsection (b), by striking “served to
 19 children” and all that follows and inserting “served
 20 to children and youths who have not attained the
 21 age of 18, including children of migrant workers or
 22 children with handicaps.”.

23 (b) CONFORMING AMENDMENT.—The section head-
 24 ing of section 17A of such Act (42 U.S.C. 1766a) is

1 amended by inserting “**AND YOUTHS**” after “**CHIL-**
2 **DREN**”.

3 **SEC. 4. DEMONSTRATION PROJECTS TO IMPROVE FOOD**
4 **SERVICE FOR HOMELESS CHILDREN.**

5 Section 18(c) of the National School Lunch Act (42
6 U.S.C. 1769(c)) is amended—

7 (1) in paragraph (6)—

8 (A) by inserting “(A)” after “(6)”; and

9 (B) by adding at the end the following new
10 subparagraph:

11 “(B) The Secretary shall submit a report to the ap-
12 propriate committees of Congress that includes—

13 “(i) an explanation of the actions the Secretary
14 has taken to carry out paragraph (7);

15 “(ii) an estimate, if practicable, of the number
16 of children living in homeless shelters who are not
17 served by the program established under this sub-
18 section; and

19 “(iii) a detailed plan for expanding the program
20 so that more eligible children may participate in the
21 program.”; and

22 (2) by adding at the end the following new
23 paragraph:

24 “(8)(A) Out of the funds provided to carry out this
25 subsection, the Secretary shall use funds, for each of fiscal

1 years 1995 through 1998, to carry out programs operated
2 by shelters, halfway houses, and hospitals described in
3 subparagraph (B) that the Secretary has approved for
4 participation, for the purpose of providing nutrition coun-
5 seling, nutrition assessments, and referrals to individuals
6 participating in—

7 “(i) the program established under this sub-
8 section;

9 “(ii) the special nutrition program for women,
10 infants, and children established under section 17 of
11 the Child Nutrition Act of 1966 (42 U.S.C. 1786);

12 “(iii) the medical assistance program estab-
13 lished under title XIX of the Social Security Act (42
14 U.S.C. 1396 et seq.) (also known as the ‘medicaid
15 program’); and

16 “(iv) similar programs for homeless pregnant
17 women, pregnant women at risk of becoming home-
18 less, homeless mothers with newborn infants, or the
19 guardians of boarder babies or other abandoned in-
20 fants.

21 “(B) Programs administered by halfway houses,
22 homeless shelters, hospitals, or transitional housing orga-
23 nizations under subparagraph (A), if approved by the Sec-
24 retary, may receive funding under this paragraph for pur-
25 poses specified in regulations of the Secretary.

1 “(C) The Secretary shall impose such auditing and
2 recordkeeping requirements as are necessary to monitor
3 the use of Federal funds to carry out this paragraph.

4 “(D) The Secretary shall periodically report to the
5 appropriate committees of Congress on the referral and
6 nutrition counseling and assessment programs carried out
7 under this paragraph.”.

8 **SEC. 5. NUTRITION EDUCATION AND TRAINING ASSIST-**
9 **ANCE FOR FAMILY DAY CARE HOME SPON-**
10 **SORS AND DAY CARE CENTER STAFF.**

11 Section 19(f) of the Child Nutrition Act of 1966 (42
12 U.S.C. 1788(f)) is amended—

13 (1) by redesignating paragraphs (3) and (4) as
14 paragraphs (4) and (5), respectively; and

15 (2) by inserting after paragraph (2) the follow-
16 ing new paragraph:

17 “(3)(A) Subject to subparagraph (B), any State that
18 receives a grant authorized by this section in an amount
19 that exceeds the amount under a grant received by such
20 State for the preceding fiscal year under this section shall
21 use 20 percent of the excess amount to provide nutrition
22 education and training in accordance with this section to
23 institutions (including family or group day care home
24 sponsoring organizations) under section 17 of the National
25 School Lunch Act (42 U.S.C. 1766) for the purpose of

1 improving the delivery of services under the child and
2 adult care food program under such section.

3 “(B) The requirements contained in subparagraph
4 (A) shall apply to States only with respect to fiscal years
5 for which more than \$10,000,000 is appropriated pursu-
6 ant to subsection (i) to carry out this section.”.

7 **SEC. 6. EFFECTIVE DATES.**

8 (a) IN GENERAL.—Except as provided in subsection
9 (b), this Act and the amendments made by this Act take
10 effect on the date of enactment of this Act.

11 (b) SPECIAL EFFECTIVE DATES.—The amendments
12 made by—

13 (1) sections 1, 2(a), and 2(d), take effect on
14 July 1, 1995; and

15 (2) section 2(e) take effect on October 1, 1995.

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